

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH  
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL  
TWO THOUSAND AND FIVE

PRESENT

**THE HON'BLE MR JUSTICE N.V. RAMANA**

**WRIT PETITION NO : 3323 of 2005**

Between:

Smt.M.Annapurnamma W/o.Dharma Rao  
Borrampeta Village, L.N.Peta Mandal, Srikakulam District.

**..... PETITIONER**

AND

- 1 Joint Collector, Srikakulam District, Srikakulam.
- 2 The Revenue Divisional Officer, Srikakulam, Srikakulam District.
- 3 The Mandal Revenue Officer L.N.Peta Mandal, Srikakulam District.

**.....RESPONDENTS**

Petition under Article 226 of the Constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue any appropriate writ, order or direction preferably a writ in the nature of writ of Mandamus, declaring the proceedings of the 1<sup>st</sup> respondent in D.Dis.568/04, dated 5-8-04 (SRA No.08/04 S.1) and also the action of the 1st and 2nd respondents in not disposing of petitioner's Appeal/case respectively as being arbitrary, illegal, violative of Principles of natural justice and also violative of Article 14 of the Constitution of India and consequently direct the 1st and 2nd respondents to dispose of the Appeal/case of the petitioner pending before them and pending the same to continue the petitioner to run the fair price shop.

**Counsel for the Petitioner: MR.M.VISWANADHAM**

**Counsel for the Respondents: GP FOR CIVIL SUPPLIES**

**The Court made the following :**

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**ORDER:**

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Heard the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies appearing on behalf of the respondents and with their consent the writ petition is taken up for disposal at the stage of admission.

Questioning the action of respondent Nos.1 and 2 in not disposing the petitioner's appeal and case respectively pending before them, the petitioner filed this writ petition.

It is stated that the petitioner filed an appeal before the first respondent-Joint Collector, Srikakulam District against the orders passed by the second respondent-Revenue Divisional Officer, Srikakulam, dated 11-06-2004 suspending the authorization of the petitioner in respect of the Fair Price Shop, Borrampeta village, L.N. Peta Mandal of Srikakulam District, and thereupon the first respondent by the impugned order in

D. Dis.568/2004 DT.05-08-2004 (SRA No.08/2004 S.1) remanded the case to the second respondent-Revenue Divisional Officer, Srikakulam with a direction to dispose of the same as per law within thirty days.

Though the matter underwent adjournments from 23-02-2005, no counter-affidavit has been filed on behalf of the respondents till today.

Under the circumstances, instead of keeping the writ petition pending, I deem it appropriate to direct the second respondent-Revenue Divisional Officer, Srikakulam to dispose of the case of the petitioner as directed by the first respondent-Joint Collector, Srikakulam in his order dated 05-08-2004. If the petitioner is still aggrieved by the order that may be passed by the second respondent-Revenue Divisional officer, she is at liberty to challenge the same in an appropriate Forum.

With the above direction, the writ petition is disposed of at the stage of admission. No costs.

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**N.V. RAMANA, J**

**Date: 21-4-2005**

Svv

..... REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

- 1 Joint Collector, Srikakulam District, Srikakulam.
- 2 The Revenue Divisional Officer, Srikakulam, Srikakulam District.
- 3 The Mandal Revenue Officer L.N.Peta Mandal, Srikakulam District.
- 4 Two Ccs. to the Government Pleader for Civil Supplies, High Court Buildings, A.P., Hyderabad (OUT).
- 5 Two CD copies

